GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Public Servants – Water Resources Department – Allegation of corruption against Sri Mandavilli Venkata Satya Sarveswara Lingam, the then Executive Engineer, B.R.R.Vamsadhara Project, Division No.1, Amadalavalasa, Srikakulam District – Found guilty of the charges and convicted by the Orders of Hon'ble Special Judge for SPE & ACB cases, Visakhapatnam dated 30.07.2014 in CC No.20/2010 – Imposition of punishment of Dismissal from service against Sri M.V.S.S.Lingam, Executive Engineer – Orders – Issued.

WATER RESOURCES (VIGILANCE-I/A2) DEPARTMENT

G.O.MS.No. 46 **Dated: 29-08-2017**

Read the following:-

1. Message received from the DSP, ACB, Vizianagaram Camp at Srikakulam, dated 25.09.2009.
2. G.O.Rt.No.1606, Irrigation & CAD (Ser.VI) Department, dated 09.10.2009.
3. From the Director General, Anti-Corruption Bureau, Hyderabad, Rc.No.242/RCT-VSK/09, dated 12.04.2010.
4. G.O.Ms.No.44, Irrigation & CAD (Ser.VI) Department, dated 06.05.2010.
5. G.O.Rt.No.925, Irrigation & CAD (SER.VI) Department, dated 30.07.2010.
6. From the Director General, Anti-Corruption Bureau, letter No.242/RCT-VVZ/2009-S.12, dated 28.08.2014, along with a judgment dated 30.07.2014 in C.C.No.20/2010 of Hon'ble III Additional District & Sessions Judge cum Special Judge for SPE & ACB cases, Visakhapatnam.

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ORDER:

In the reference 1st read above, it has been brought to the notice of the Government that a Trap case was registered by the Anti-Corruption Bureau authorities against Sri M.V.S.S.Lingam, Executive Engineer, B.R.R.Vamsadhara Project, Division No.1, Amadalavalasa, Srikakulam District, as he demanded and accepted the bribe amount from the complainant.

2. In the reference 2nd read above, orders were issued, placing the Accused Officer, Sri M.V.S.S.Lingam, Executive Engineer, B.R.R.Vamsadhara Project, Division No.1, Amudalavalasa Srikakulam District under deemed suspension from the date of detention i.e.24.09.2009 in terms of Rule 8 (2) (a) of the A.P. Civil Services (Classification, Control & Appeal) Rules, 1991 and he shall continue to be under suspension until further orders.

3. In the reference 3rd read above, the Director General, Anti-Corruption Bureau, Hyderabad in his Final Report has recommended to Prosecution in a competent Court of Law under section 7, 13 (2) read with 13 (1) (d) Prevention of Corruption Act, 1988 and Departmental action under Rule 9 (7) read with 3(1) (2) of A.P. Civil Services (Conduct) Rules, 1964 against the Accused Officer of Sri M.V.S.S.Lingam, Executive Engineer.

(PTO)

4. In the reference 4th read above, Government have accorded sanction for prosecuting the accused officer Sri M.V.S.S.Lingam, Executive Engineer, in competent of Law for the offences punishable under Sections 7 and sub section 2 of section 13 read with clause (d) of sub-section (1) of 13 of the Prevention Corruption Act, 1988 (Act 49 of 1988).

5. In the reference 5th read above, orders have been issued, reinstating to Sri M.V.S.S.Lingam, Executive Engineer (U/s), into service duly posting him to a far off, non-focal post, without prejudice to the ACB case/ Disciplinary case pending against him.

6. In the reference 6th read above, the Director General, Anti-Corruption Bureau has informed that the Hon'ble Special Judge for SPE & ACB Cases-cum III Additional District and Sessions Judge, Visakhapatnam delivered Judgment on 30.07.2014 in C.C.No.20/2010 against the Accused Officer viz., Sri M.V.S.S.Lingam, Executive Engineer, B.R.R.Vamsadhara Project Division No.1, Amadalavalasa, Srikakulam District, who was convicted and sentenced to suffer rigorous imprisonment for 2 (two) years and to pay a fine of Rs.5,000/- (Rupees five thousand only) in default to simple imprisonment for 6 (six) months for the charge under section 7 of Prevention of corruption Act and he is further sentenced to suffer rigorous imprisonment for 2 (two) years and to pay a fine of Rs.5,000/- (Rupees five thousand only) in default to suffer simple imprisonment for 6 (six) months for the charge under section 13(1) (d) read with 13 (2) of Prevention Corruption Act, 1988 and both the sentences shall run concurrently. The Director General, Anti-Corruption Bureau, has requested to dismiss the Accused Officer from the service.

7. Government after careful examination of the entire matter, have decided to impose a punishment of dismissal from service against Sri M.V.S.S.Lingam, Executive Engineer, B.R.R.Vamsadhara Project Division, Division No.1, Amudalavalasa, Srikakulam District as he was found guilty of the charges and convicted by the orders of Hon'ble Special Judge for SPE & ACB Cases-cum III Additional District and Sessions Judge, Visakhapatnam in his judgment dated 30.07.2014 in C.C.No.20/2010 under clause (x) of rule 9 read with sub-rule (i) of rule 25 of A.P.Civil Services (CC & A) Rules, 1991 read with G.O.Ms.No.2, G.A (Ser.C) Dept., dated 04.01.1999, subject to outcome of Crl.A.M.P.No.1280 of 2014 in Crl.A.No.862/2014 pending before the Hon'ble High Court.

8. Now, therefore, in exercise of the powers conferred under clause (x) rule 9 read with sub-rule (i) of rule 25 of A.P. Civil Services (Classification, Control & Appeal) 1991 read with G.O.Ms.No.2, General Administration (Ser.C) Department, dated 04.01.1999, Government hereby order to impose a punishment of dismissal from service against Sri M.V.S.S.Lingam, the then Executive Engineer, B.R.R.Vamsadhara Project Division, Division No.1, Amudalavalasa, Srikakulam District as he was found guilty of the charges and convicted by the orders of Hon'ble Special Judge for SPE & ACB Cases-cum III Additional District and Sessions Judge, Visakhapatnam in his judgment dated 30.07.2014 in C.C.No.20/2010, subject to outcome of Crl.A.M.P.No.1280 of 2014 in Crl.A.No.862/2014 pending before the Hon'ble High Court.

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9. The Engineer-in-Chief (AW), Water Resources Department, Vijayawada, shall take further necessary action in the matter accordingly and acknowledge the receipt of the order.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

SHASHI BHUSHAN KUMAR
SECRETARY TO GOVERNMENT

To
Sri M.V.S.S.Lingam, the then Executive Engineer, B.R.R.Vamsadhara Project, Division No.1, Amudalavalasa, Srikakulam District. (**through** the E-in-C (AW), Water Resources Department, N.H.Feeder Road, Near Ramavarapupadu Circle, Currency Nagar, Vijayawada, A.P.)
The Engineer-in-Chief (AW),Water Resources Department, N.H.Feeder Road, Near Ramavarapupadu Circle, Currency Nagar, Vijayawada, A.P.

Copy to:
The Accountant General, A.P., Hyderabad.
The Director General, Anti-Corruption Bureau, 2nd Floor, Pandit Nehru Bus Station Complex, Vijayawada, A.P., 520001.
The Secretary to Commissioner, AP Vigilance Commission, 1st Floor, 5th Block, A.P. Secretariat, Velagapudi, Amaravati.
The Director or Treasuries and Accounts, Vijayawada, A.P.
SF/SC.

// FORWARDED BY ORDER //

SECTION OFFICER